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Sun Microsystems, Inc.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

NETWORK APPLIANCE, INC.,

Plaintiff - Counterclaim  
Defendant,

v.

SUN MICROSYSTEMS, INC.,

Defendant -  
Counterclaimant.

CASE NO. 3:07-CV-06053 EDL

**[PROPOSED] ORDER GRANTING SUN  
MICROSYSTEMS, INC.'S *EX PARTE*  
APPLICATION TO SHORTEN TIME FOR  
HEARING ON SUN'S MOTION TO  
COMPEL PRODUCTION OF  
DOCUMENTS FROM NON-PARTY  
ORRICK, HERRINGTON & SUTCLIFFE**

**Date: TBD  
Time: TBD  
Courtroom: E, 15th Floor  
Hon. Elizabeth D. Laporte**

Having read and considered all of the evidence and arguments submitted in support of and in opposition to Sun Microsystems, Inc.'s ("Sun") *Ex Parte* Application To Shorten Time For Hearing on Sun's Motion to Compel Production of Documents from Non-Party Orrick, Herrington & Sutcliffe ("*Ex Parte* Motion"), IT IS HEREBY ORDERED that Sun's *Ex Parte* Motion is GRANTED. Sun's Motion to Compel Production of Documents from Non-Party Orrick, Herrington & Sutcliffe ("Motion") is deemed filed as of July 8, 2008. Orrick, Herrington

1 & Sutcliffe's ("Orrick") Opposition, if any, to Sun's Motion shall be filed and served no later  
2 than 5:00 p.m. (PST) on July 16, 2008. Sun's Reply, if any, shall be filed and served no later than  
3 5:00 p.m. (PST) on July 23, 2008.

4 The hearing for Sun's Motion shall be July 29, 2008 at 9:00 a.m. in Courtroom E of the  
5 above-titled Court.

6  
7 **IT IS SO ORDERED.**

8  
9 Dated: July \_\_, 2008.

UNITED STATES MAGISTRATE JUDGE  
ELIZABETH D. LAPORTE